

August 29, 2013

LAKE COUNTY COMMISSIONERS' MEETING MINUTES

ROBERT E. AUFULDISH, PRESIDENT
JUDY MORAN, COMMISSIONER
DANIEL P. TROY, COMMISSIONER
JENNIFER BELL, ASSISTANT CLERK

JASON W. BOYD, ADMINISTRATOR
LEGAL COUNSEL
JOEL DIMARE, BUDGET DIRECTOR
NEWS MEDIA

(Tape 2013-0829)

CALL TO ORDER: Commissioner Aufuldish called the meeting to order at 10:01 am, August 29, 2013.

ROLL CALL: Upon the roll being called all were present.

APPROVAL OF MINUTES: Upon a motion by Commissioner Troy, seconded by Commissioner Moran, the minutes of the meetings of June 27, July 8 and August 22, 2013 were approved as follows:

"AYES": Commissioners: Aufuldish, Moran and Troy "NAYS": None

OPEN TO THE PUBLIC: Commissioner Aufuldish asked if anyone in the audience wished to address the Board? Mr. Ken Gauntner, Chairman of the Law Library Resources Board, introduced the new Law Librarian, Sandra Murphy who began July 1, 2013. Ms. Murphy has a Masters Degree in Library Science from Kent State University and she has 17 years of experience working at both the Wadsworth Pubic Library System and the Canal Fulton Library as Director. She is a great asset and find for the Library.

Ms. Murphy thanked the Commissioners for appointing her to the position. She is enjoying the new position and she likes the area.

Commissioner Troy replied that the County is required by law to provide a Law Library for legal research, and it is open to the public.

RESOLUTIONS:

1. **RESOLUTION ADVERTISING FOR BIDS FOR TREATED OR UNTREATED SALT FOR THE S.R. 2 GARAGE ONLY - 2013 FOR THE LAKE COUNTY ENGINEER'S ROAD DEPARTMENT (BID OPENING: September 18, 2013) (20130829\E01)(E-2)**

Commissioner Troy asked the reason why bids were not received for salt the first time?

Mr. Ted Galuschik, County Engineer's Office, explained that due to the closure of the the Morton Salt mine, a decision was made not to submit bids. It was decided to solicit bids for only S.R. 2 in order to be ready for the winter season and he is confident that there will be bidders this time.

On a motion of Commissioner Moran, seconded by Commissioner Troy, the foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Aufuldish, Moran and Troy "NAYS": None

2. **RESOLUTION AWARDDING A BID CONTRACT TO CINTAS CORPORATION FOR THE PURCHASE OF UNIFORM SERVICE FOR THE LAKE COUNTY DEPARTMENT OF UTILITIES (20130829\U01)(UT-4)**

On a motion of Commissioner Moran, seconded by Commissioner Troy, the foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Aufuldish, Moran and Troy "NAYS": None

3. **RESOLUTION AWARDDING A BID CONTRACT IN THE AMOUNT OF \$235,000 TO LAKELAND MANAGEMENT SYSTEMS, INC. FOR AQUARIUS WATER TREATMENT PLANT LABORATORY UPGRADE PROJECT NO. 338 (20130829\U02)(UT-8)**

On a motion of Commissioner Moran, seconded by Commissioner Troy, the foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Aufuldish, Moran and Troy "NAYS": None

4. **RESOLUTION APPROVING CHANGE ORDER NO. 1 INCREASING THE CONTRACT IN THE AMOUNT OF \$64,336.09 WITH FABRIZI TRUCKING & PAVING CO., INC. FOR 332ND STREET, BARBARA AVENUE, LOUIS DRIVE, ALVA STREET WATERLINE REPLACEMENT PROJECT NO. 330 (20130829\U03) (UT-4)**

On a motion of Commissioner Moran, seconded by Commissioner Troy, the foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Aufuldish, Moran and Troy "NAYS": None

5. **RESOLUTION CERTIFYING UNPAID SEWER AND WATER SUMS TO THE LAKE COUNTY AUDITOR (20130829\U04)(UT-7)**

On a motion of Commissioner Moran, seconded by Commissioner Troy, the foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Aufuldish, Moran and Troy "NAYS": None

6. **RESOLUTION ESTABLISHING A FUND TO BE KNOWN AS CHESTNUT HILL WATERLINE REPLACEMENT 353-W WITH VARIOUS REVENUE AND APPROPRIATION LINES AND TRANSFERRING CASH (20130829\U05)(UT-2)**

On a motion of Commissioner Moran, seconded by Commissioner Troy, the foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Aufuldish, Moran and Troy "NAYS": None

7. **RESOLUTION INCREASING APPROPRIATIONS FOR LCDU WATER, SEWER AND SOLID WASTE DISTRICTS VARIOUS ACCOUNTS (20130829\U06)(UT-2)**

On a motion of Commissioner Moran, seconded by Commissioner Troy, the foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Aufuldish, Moran and Troy "NAYS": None

8. **RESOLUTION HIRING SARAH CEROVSKI TO THE POSITION OF DEPUTY SANITARY ENGINEER IN THE LAKE COUNTY DEPARTMENT OF UTILITIES, EFFECTIVE SEPTEMBER 23, 2013 (20130829\U07)(UT-3)**

Commissioner Aufuldish explained that this and the next two resolutions are appointments to fill vacant positions. Mr. Rick Martin, Utilities Department Executive Director, explained the appointments. Ms. Sarah Cerovski and Mr Timothy Gourley will be great assets because of their experience to assist with the County's many internal projects. Last year the County worked on \$6 million in infrastructure projects. The appointment of Mr. Gary Fedak is to replace Mr. Doug Bradley, who recently retired.

On a motion of Commissioner Moran, seconded by Commissioner Troy, the foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Aufuldish, Moran and Troy "NAYS": None

9. **RESOLUTION HIRING GARY FEDAK TO THE POSITION OF DEPUTY SANITARY ENGINEER IN THE LAKE COUNTY DEPARTMENT OF UTILITIES, EFFECTIVE SEPTEMBER 23, 2013 (20130829U08) (UT-3)**

On a motion of Commissioner Moran, seconded by Commissioner Troy, the foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Aufuldish, Moran and Troy "NAYS": None

10. **RESOLUTION HIRING TIMOTHY A. GOURLEY TO THE POSITION OF SOLID WASTE SUPERINTENDENT IN THE LAKE COUNTY DEPARTMENT OF UTILITIES, EFFECTIVE SEPTEMBER 23, 2013 (20130829U09)(UT-3)**

On a motion of Commissioner Moran, seconded by Commissioner Troy, the foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Aufuldish, Moran and Troy "NAYS": None

11. **RESOLUTION ACCEPTING THE RESIGNATION OF ERIC PECK FROM HIS POSITION OF OPERATOR I WITH THE LAKE COUNTY DEPARTMENT OF UTILITIES, EFFECTIVE AUGUST 23, 2013 (20130829U10)(UT-3)**

On a motion of Commissioner Moran, seconded by Commissioner Troy, the foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Aufuldish, Moran and Troy "NAYS": None

12. **RESOLUTION AUTHORIZING EXECUTION OF A QUIT CLAIM DEED FOR CONCORD KELLOGG PARK ESTATES 08A-016-G-00-079-0 (20130829U11) (C-93)**

Commissioner Troy asked for further explanation on this package plant.

Mr. Al Saari, Sanitary Sewer Engineer, explained the developer owned and built the old wastewater treatment package plant and the property will revert back to the developer when the plant is abandoned. It is the owner's responsibility to dismantle everything.

On a motion of Commissioner Moran, seconded by Commissioner Troy, the foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Aufuldish, Moran and Troy "NAYS": None

13. **RESOLUTION AUTHORIZING EXECUTION OF AN ENGINEERING AGREEMENT WITH OSBORN ENGINEERING FOR THE LAKE COUNTY DEPARTMENT OF UTILITIES (20130829U12)(UT-4)**

On a motion of Commissioner Moran, seconded by Commissioner Troy, the foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Aufuldish, Moran and Troy "NAYS": None

14. **RESOLUTION APPOINTING BRANDEN K. ORRENMAA TO THE POSITION OF YOUTH LEADER I IN THE CHILDREN SERVICES DIVISION OF THE LAKE COUNTY DEPARTMENT OF JOB AND FAMILY SERVICES, EFFECTIVE SEPTEMBER 3, 2013 (20130829JFS01)(JFS-4)**

Commissioner Aufuldish stated that this is a replacement hire.

On a motion of Commissioner Troy, seconded by Commissioner Moran, the foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Aufuldish, Moran and Troy "NAYS": None

15. **RESOLUTION DECLARING THE LAKE COUNTY BOARD OF COMMISSIONERS' REGULAR MEETING SCHEDULE FOR SEPTEMBER 2013 (20130829C01)(C-107)**

On a motion of Commissioner Moran, seconded by Commissioner Troy, the foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Aufuldish, Moran and Troy "NAYS": None

16. **RESOLUTION RE-APPOINTING DAVID MCGUIRK TO THE LAKE COUNTY STORMWATER ADVISORY BOARD FOR A THREE YEAR TERM ENDING OCTOBER 24, 2016 (20130829C02)(B-8)**

On a motion of Commissioner Moran, seconded by Commissioner Troy, the foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Aufuldish, Moran and Troy "NAYS": None

17. **RESOLUTION RE-APPOINTING LEE BODNAR AND VICKY STEVENS TO THE LAKE COUNTY STORMWATER ADVISORY BOARD FOR THREE YEAR TERMS ENDING SEPTEMBER 12, 2016 (20130829C03)(B-8)**

Commissioner Aufuldish asked if the Stormwater Advisory Board was filled?

Mr. Tim Miller explained that the nine-member board is currently at seven members. A municipal and township representative are still needed. As recommended by Commissioner Troy, Mr. Miller will contact the Township Association and Mayors and Managers Association to see if there are any members interested in participating in this board.

On a motion of Commissioner Moran, seconded by Commissioner Troy, the foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Aufuldish, Moran and Troy "NAYS": None

18. **RESOLUTION REMOVING DRAINAGE CHARGES OF THE LAKE COUNTY SEWER, WATER AND DRAINAGE DISTRICT (20130829C04)(UT-46)**

Commissioner Troy explained that this is property owned by the Painesville Township Park Board, and Metroparks has agreed to manage the park, which means that they manage their own stormwater. Commissioner Troy asked if their stormwater was being managed properly?

Mr. Tim Miller replied that the County collaborates with them on some projects. They requested a waiver from the Ohio EPA and it was not granted, so they decided to incorporate their own stormwater management plan for their properties.

On a motion of Commissioner Moran, seconded by Commissioner Troy, the foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Aufuldish, Moran and Troy "NAYS": None

19. **RESOLUTION ADOPTING AND APPROVING THE REVISIONS TO THE NORTHEAST OHIO AREAWIDE COORDINATING AGENCY CODE OF REGULATIONS (20130829\C05)(C-102)**

Commissioner Aufuldish explained that he previously sat on the Executive Committee and urged the Executive Director to delve into the Code of Regulations. The new Executive Director, Grace Gallucci, is doing an outstanding job moving NOACA forward and moving projects along.

Commissioner Troy replied that there were extensive changes made to the NOACA Code of Regulations through an eight-member working group that met 4-5 times. He explained that in the rewriting of the current bylaws, every member of the Board is expected to now sit on at least one of the restructured committees- Planning, Policy, Governance, Audit, and External Outreach. The role of the alternates was also discussed. Concurrence is necessary to ratify Articles 4 and 9 by the City of Cleveland and five county members of NOACA, which include Lake County and that is the reason behind this resolution. NOACA processes important federal funding for highways, transit and water pollution.

Commissioner Aufuldish explained that it is very specific who serves on the five committees to which NOACA members are appointed. The revised regulations will be effective January 1, 2014.

On a motion of Commissioner Moran, seconded by Commissioner Troy, the foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Aufuldish, Moran and Troy "NAYS": None

20. **RESOLUTION APPROVING PAYMENT OF BILLS AS LISTED ON THE COMMISSIONERS' APPROVAL JOURNAL IN THE AMOUNT OF \$977,406.38(20130829\BC01)(C-4)**

On a motion of Commissioner Moran, seconded by Commissioner Troy, the foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Aufuldish, Moran and Troy "NAYS": None

21. **RESOLUTION APPROVING PURCHASE ORDERS AS LISTED ON THE COMMISSIONERS' PURCHASE ORDER APPROVAL JOURNAL IN THE AMOUNT OF \$364,766.62(20130829\BC02)(C-17)**

On a motion of Commissioner Moran, seconded by Commissioner Troy, the foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Aufuldish, Moran and Troy "NAYS": None

22. **RESOLUTION INCREASING APPROPRIATIONS FOR VARIOUS NON-GENERAL FUND ACCOUNTS (20130829\BC03)(C-111)**

On a motion of Commissioner Moran, seconded by Commissioner Troy, the foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Aufuldish, Moran and Troy "NAYS": None

23. **RESOLUTION TRANSFERRING CASH AND APPROPRIATIONS WITHIN VARIOUS GENERAL AND NON-GENERAL FUND ACCOUNTS(20130829\BC04)(C-111)**

On a motion of Commissioner Troy, seconded by Commissioner Moran, the foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Aufuldish, Moran and Troy "NAYS": None

DEPARTMENTAL REPORTS:

UTILITIES-

Mr. Rick Martin thanked the County Commissioners for recently meeting with the Fairport Harbor Flood Committee.

Commissioner Aufuldish reported that the Committee agreed to meet quarterly and hold technical meetings in the interim.

Commissioner Troy explained that Lake County is trying to create an atmosphere of mutual respect and cooperation between local governments. He thanked the Utilities Director for bringing engineering personnel into the meeting.

Mr. Martin replied that they will be meeting with Grand River next week using the USEPA's recommended integrated approach. An integrated approach should help to minimize the effect of heavy storms. He is also urging communities to become more active in storm water.

Commissioner Troy discussed separating myth from fact as to the causes of flooding.

STORMWATER-none

JOB AND FAMILY SERVICES-

Commissioner Troy asked Mr. Matt Battiato if he heard any updates regarding Medicaid expansion?

Mr. Battiato explained that he heard something may be passed in September, but there are new eligibility criteria for Medicaid that will be effective January 1, 2014 related to the National Healthcare Program. People will be able to fill out Medicaid forms online for children and families only. He was told that the new computers and program applications will be up and running by October 1, 2013. The eligibility of applicants will be based on the modified adjusted gross income or MAGI from federal tax returns.

Commissioner Troy asked if additional personnel will be needed for the additional responsibility?

Mr. Battiato replied that training and workshops are being scheduled. The State allocated some funding for increased personnel to help transition to the MAGI system in October. The software

August 29, 2013

programs and equipment are provided by the State.

COUNTY ADMINISTRATOR -

Mr. Jason Boyd reported that he and Mr. Chuck Klco, Building and Grounds Director, will be meeting to discuss long-term utility costs. Currently the County has a contract with Palmer Energy through March 31, 2014 through CCAO with for natural gas and electricity. Palmer Energy will present the County with a new contract this afternoon. The County has a contract with First Energy and Painesville City for electricity. The State Board, which he is a member, is allowing the County to buy through them until the end of the year. The County will work on this to receive the best price for natural gas.

Commissioner Troy asked if the members of the CCAO Natural Gas Program had any delinquencies and Mr. Klco replied there is one County that still needs to be resolved, and they are attending the meeting here at Lake County with Palmer Energy.

DIRECTOR OF ADMINISTRATIVE SERVICES-

Mr. Bill Margalis reported a meeting is scheduled for next Wednesday with the Health and Wellness Committee to discuss the Health Fairs that will be held in October, the online health assessment, and introducing the spousal waiver to each employee. There will be a recommendation for health insurance rates for 2014 in about 30 days and open enrollment will be held the first two weeks in November.

Commissioner Troy explained at a recent National Association of Counties Conference, Lake County was given the Outstanding Performance Award for its significant utilization of the Prescription Discount Card Program. The Lake County Program was implemented in 2010 and since that time residents have saved over \$119,000. Lake County showed an 11 percent increase in the 75,000-299,000 population category. There is no enrollment form or membership fee and the card even works for some pet medications. Cards can be printed from www.nacorx.org or residents can call 1-877-321-2652 for assistance with the program.

FINANCE- none

CLERK- none

LEGAL- none

OLD BUSINESS: There was no old business.

NEW BUSINESS: There was no new business.

PUBLIC COMMENT:

Mr. John Muzik, Coventry Road in Painesville Township, asked for clarification about the new appointment. He asked if the appointments were for three replacements and one new hire and Commissioner Aufuldish replied that was correct. He spoke about an article that was in the newspaper regarding welfare benefits that concerns him because it mentioned that there is expected to be fraud. He asked for the number of people in the County who receive public assistance? Mr. Muzik stated that he does not want to subsidize industry that provides low wage jobs and then turns around and receives entitlements.

Mr. Boyd replied that he is working on getting the numbers for Mr. Muzik and he is hopeful it will be within a week.

Mr. Muzik stated that he is concerned about where the County is going and whether the public assistance number is increasing or decreasing. He would like to have a benchmark.

Commissioner Troy replied that the County compares favorably among the other 88 Ohio counties, but the poverty level has been increasing. It is not as bad as it was a few years ago. The County tries to keep people off assistance as much as possible and is trying to address the issue as much as it can.

Commissioner Aufuldish warned against using numbers as benchmarks because they could be twisted depending on the person's need.

Ms. Becky Lynch of Mentor asked about the resolution adopting and approving the revisions to the Northeast Ohio Areawide Coordinating Agency (NOACA) code of regulations. She asked if the County was adopting and approving NOACA internal amendments and not external amendments?

Commissioner Troy replied that the NOACA Code of Regulations is like the constitution. They are the rules by which it operates.

EXECUTIVE SESSION:

- Real Estate - Sale of Property
- Personnel - Employment

EXECUTIVE SESSION: On a motion of Commissioner Moran, seconded by Commissioner Troy, the Board convened an Executive Session at 10:59 am to discuss a real estate matter

August 29, 2013

regarding the sale of two properties and a personnel matter related to employment, with the vote as follows:

"AYES": Commissioners: Aufuldish, Moran and Troy "NAYS": None

The Lake County Board of Commissioners recessed Executive Session at 11:00 am.
The Lake County Board of Commissioners reconvened Executive Session at 11:07 am.

On a motion of Commissioner Moran seconded by Commissioner Troy, the Board terminated the Executive Session at 11:50 pm, with the vote as follows:

"AYES": Commissioners: Aufuldish, Moran and Troy "NAYS": None

ADJOURN: On a motion of Commissioner Moran, seconded by Commissioner Troy, the Board adjourned the meeting at 11:51 pm, with the vote as follows:

"AYES": Commissioners: Aufuldish, Moran and Troy "NAYS": None

Minutes approved this fifth day of September, 2013.

BOARD OF LAKE COUNTY COMMISSIONERS

ROBERT E. AUFULDISH, PRESIDENT

J U D Y M O R A N ,
COMMISSIONER

DANIEL P. TROY, COMMISSIONER

AMY ELSZASZ, CLERK